Atty. Docket No.: 30682-2

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Barry CHEN et al.

Art Unit: 2873

Serial No.: 10/657,061

Examiner: STULTZ, Jessica

Filed: September 5, 2003

Confirmation No.: 9098

For: HYBRID CONTACT LENS

San Diego, California August 30, 2004

Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

SYSTEM AND METHOD

#### SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

In accordance with 37 C.F.R. §1.56, Applicant makes the below-listed documents of record in the above-identified application. In accordance with 37 C.F.R. §1.97, this statement is not to be construed as a representation that a search has been made, and is not a representation that the information cited is effective as prior art to the application or is material to patentability.

#### **CERTIFICATE OF MAILING**

I hereby certify that this correspondence and anything being referred to as enclosed herein is being deposited with the United States Postal Service via First Class Mail with sufficient postage in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia 22313-1450, on this 30<sup>th</sup> day-of August, 2004.

Signature:

Amy M. Shendan

### U.S. Patent Documents

- 1. U.S. Patent No. 3,973,838 to Louis J. Page, issued August 10, 1976;
- 2. U.S. Patent No. 4,171,878 to Kivaev et al., issued October 23, 1979;
- 3. U.S. Patent No. 4,193,671 to Erickson et al., issued March 18, 1980;
- 4. U.S. Patent No. 4,701,288 to Cook et al., issued October 20, 1987;
- 5. U.S. Patent No. 5,433,898 to Thakrar et al., issued July 18, 1995; and

## Foreign Patent Documents

GB Publication No. 1,417,650 to Wilhelm Peter Sohnges, published on December 10,
 1975.

\* \* \*

Copies of the U.S. patents listed on the enclosed form PTO/SB/08 are not enclosed, in accordance with the waiver of the requirement of 37 C.F.R. § 1.98(a)(2)(i) for submitting a copy of each cited U.S. patent and U.S. patent application publication for all U.S. national patent applications filed after June 30, 2003 that appears in the Official Gazette Notice (Week No. 31) dated August 5, 2003 and entitled "Information Disclosure Statements May Be Filed Without Copies of U.S. Patents and Published Applications in Patent Applications Filed After June 30, 2003".

It is respectfully requested that these documents be (1) fully considered by the U.S. Patent and Trademark Office in the examination of the above-identified application; and (2) printed on any patent which may issue on this application. It is also respectfully requested that a copy of Form PTO/SB/08, as considered and initialed by the Examiner, be returned to the undersigned with the next communication in accordance with M.P.E.P. § 609.

This Supplemental Information Disclosure Statement is filed before the mailing of a first Office Action, pursuant to 37 C.F.R. 1.97(b). Therefore, it is believed that no fee is required in connection with this submission. In the event that a fee is required, please charge our Deposit Account No. 50-2298, in the name of Luce, Forward, Hamilton & Scripps LLP.

Respectfully submitted,

8-30-2004

Date

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Reg. No. 42,651

c/o

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& SCRIPPS LLP

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PTO/SB/08A (10-01)
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Substitute for form 1449A/PTO

# INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary)

of 1 Sheet

Complete if Known					
Application Number	10/657,061				
Filing Date	September 5, 2003				
First Named Inventor	Ali DAHI et al.				
Art Unit	2873				
Examiner Name	STULTZ, Jessica				
Attorney Docket Number	30682-2				

	U.S. PATENT DOCUMENTS							
Examiner Initials		Document Number Number - Kind Code <sup>2</sup> (if known	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear			
		US- 3,973,838	08-10-1976	_Louis_J_Page				
		US- 4,171,878	10-23-1979	Kivaev et al.				
		US- 4,193,671	03-18-1980	Erickson et al.				
		US- 4,701,288	10-20-1987	Cook et al.				
		US- 5,433,898	07-18-1995	Thakrar et al.				
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	FOREIGN PATENT DOCUMENTS								
Examiner Initials	Cite No. <sup>1</sup>	Foreign Patent Document  Country Code 3 "Number 4" - Kind Code 4" (# known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T <sup>6</sup>			
		GB 1,417,650	12-10-1975	Wilhelm Peter Sohnges					
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Examiner	Date	
Signature	 Considered	

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<sup>\*</sup>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

Applicant's unique citation designation number (optional). <sup>2</sup> See Kind Codes of USPTO Patent Documents at <a href="www.uspto.gov">www.uspto.gov</a> or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. <sup>6</sup> Applicant is to place a check mark here if English language Translation is attached.

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Substitute for form 1449A/PTO INFORMATION DISCLOSURE STATEMENT BY APPLICANT			Complete if Known		
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			Filing Date	September 5, 2003	
			First Named Inventor	Ali DAHI et al.	
<b>J</b>			Art Unit	2873	
	(use as many she	ets as necessary)	Examiner Name	STULTZ, Jessica	
Shee	t 1	of 1	Attorney Docket Number	30682-2	

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		GB 1,417,650	12-10-1975	Wilhelm Peter Sohnges					
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